

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

-----  
OTIS MICHAEL BRIDGEFORTH,

Plaintiff,

vs

9:09-CV-888

W. PARMER, Physician's Assistant; R. HOLMES,  
Registered Nurse; N. SMITH, Nurse Administrator;  
and K. RABIDEAU, Acting Nurse Administrator,  
All of UpState Correctional Facility,

Defendants.

~~~~~  
APPEARANCES:

OTIS MICHAEL BRIDGEFORTH  
Plaintiff, Pro Se  
2912 North Washington Street  
Wilmington, DE 19802

HON. ANDREW M. CUOMO  
Attorney General of the  
State of New York  
Attorney for Defendants  
Department of Law  
The Capitol  
Albany, New York 12224

CHARLES J. QUACKENBUSH, ESQ.  
Asst. Attorney General

DAVID N. HURD  
United States District Judge

**DECISION and ORDER**

Plaintiff, Otis Michael Bridgeforth, commenced this civil rights action in August 2009, pursuant to 42 U.S.C. § 1983. By Report-Recommendation dated June 22, 2010, the Honorable Andrew T. Baxter, United States Magistrate Judge, recommended that

defendants' motion to dismiss the complaint (Docket No. 17) be granted and the complaint be dismissed with prejudice. No objections to the Report-Recommendation have been filed.

Based upon a careful review of the file, and the recommendations of Magistrate Judge Baxter, the Report-Recommendation is accepted and adopted in all respects. See 28 U.S.C. 636(b)(1).

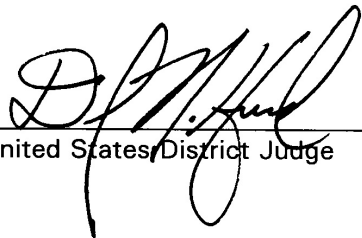
Accordingly, it is

ORDERED that

1. Defendants' motion to dismiss (Docket No. 17) is GRANTED;
2. The complaint is DISMISSED with prejudice; and
3. The Clerk is directed to file judgment accordingly and close the file.

IT IS SO ORDERED.

Dated: July 19, 2010  
Utica, New York.

  
United States District Judge